



RICHARD J. CODEY
ACTING GOVERNOR

STATE OF NEW JERSEY
DEPARTMENT OF PERSONNEL

ROLANDO TORRES, JR.
COMMISSIONER

Merit System Board

**SUPPLEMENTAL AGENDA OF REGULAR MEETING OF
THE MERIT SYSTEM BOARD
October 5, 2005**

**Rolando Torres, Jr., Chairman
Flavella Branham
John Currie
Margaret E.L. Howard
Robert Long**

DATE: September 20, 2005

TO: Merit System Board

FROM: Robin Andujar
Assistant Commissioner
State and Local Operations

SUBJECT: N.J.S.A. 11A:3-4(h). Confidential Appointment

Board of Public Utilities

Mr. Jerome P. May appointed as Confidential Secretary effective September 19, 2005, salary of \$68,000.00 per annum. The position is assigned to the Unclassified Service in accordance with N.J.S.A. 11A:3-4(h).

Verification has been made of the number of positions allocated and the number of persons holding Confidential Appointments in this agency and President Jeanne M. Fox is authorized to make the subject appointment.

Recommendation: Record appointment in the Unclassified Service in accordance with N.J.S.A. 11A:3-4(h).

The appointment of this Confidential Secretary does not exceed the entitlement authorized under N.J.S.A. 11A:3-4(h).

Replacing – John Garvey

Vacant Position Number – 062310
Effective Date – April 16, 2005

DATE: September 20, 2005

TO: Merit System Board

FROM: Robin Andujar
Assistant Commissioner
State and Local Operations

SUBJECT: N.J.S.A. 11A:3-4(h). Confidential Appointment

Board of Public Utilities

Ms. Beth E. Sztuk appointed as Confidential Secretary effective September 19, 2005, salary of \$125,000.00 per annum. The position is assigned to the Unclassified Service in accordance with N.J.S.A. 11A:3-4(h).

Verification has been made of the number of positions allocated and the number of persons holding Confidential Appointments in this agency and President Jeanne M. Fox is authorized to make the subject appointment.

Recommendation: Record appointment in the Unclassified Service in accordance with N.J.S.A. 11A:3-4(h).

The appointment of this Confidential Secretary does not exceed the entitlement authorized under N.J.S.A. 11A:3-4(h).

Replacing – Rhonda Hicks

Vacant Position Number – 009183
Effective Date – December 3, 2004

DATE: September 20, 2005

TO: Merit System Board

FROM: Robin Andujar
Assistant Commissioner
State and Local Operations

SUBJECT: N.J.S.A. 11A:3-4(h). Confidential Appointment

Department of Law and Public Safety

Ms. Sharon B. Stafford appointed as Confidential Secretary effective May 28, 2005, salary of \$65,000.00 per annum. The position is assigned to the Unclassified Service in accordance with N.J.S.A. 11A:3-4(h).

Verification has been made of the number of positions allocated and the number of persons holding Confidential Appointments in this agency and Attorney General Peter Harvey is authorized to make the subject appointment.

Recommendation: Record appointment in the Unclassified Service in accordance with N.J.S.A. 11A:3-4(h).

The appointment of this Confidential Secretary does not exceed the entitlement authorized under N.J.S.A. 11A:3-4(h).

Replacing – Deborah Driver

Vacant Position Number – 043798
Effective Date – February 18, 2005

DATE: September 20, 2005

TO: Merit System Board

FROM: Robin Andujar
Assistant Commissioner
State and Local Operations

SUBJECT: N.J.S.A. 11A:3-4(h). Confidential Appointment

Department of the Treasury

Mr. C. D. DeMarco appointed as Confidential Assistant effective September 8, 2005, salary of \$70,000.00 per annum. The position is assigned to the Unclassified Service in accordance with N.J.S.A. 11A:3-4(h).

Verification has been made of the number of positions allocated and the number of persons holding Confidential Appointments in this agency and Treasurer John McCormac is authorized to make the subject appointment.

Recommendation: Record appointment in the Unclassified Service in accordance with N.J.S.A. 11A:3-4(h).

The appointment of this Confidential Assistant does not exceed the entitlement authorized under N.J.S.A. 11A:3-4(h).

Replacing – Nicole Cimino

Vacant Position Number – 067702
Effective Date – February 5, 2005

B-72 JOSEPH FOTI

The appeal of Joseph Foti, a former County Police Officer with Essex County, of his removal on charges, was heard by Administrative Law Judge Margaret M. Monaco (ALJ), who rendered her initial decision on July 1, 2005. At its meeting on September 21, 2005, the Merit System Board did not adopt the recommendation of the Administrative Law Judge to uphold the removal. Rather, the Board modified the penalty to a six-month suspension. The proposed decision is now submitted for the Board's review.

ACTION:**B-73 KEITH PENN**

The appeal of Keith Penn, a County Correction Officer with the County of Burlington, of his six and 10 working day suspensions on charges, was heard by Administrative Law Judge Donald J. Stein (ALJ), who rendered his initial decision on August 10, 2005. At its meeting on September 21, 2005, the Merit System Board adopted the ALJ's recommendation to uphold the six working day suspension. However, the Board did not adopt the ALJ's recommendation to reverse the 10 working day suspension. Rather, the Board modified the penalty to a five working day suspension. The proposed final decision is now submitted for the Board's review.

ACTION:**B-74 MICHELLE THURBER**

The City of Burlington, represented by Karen M. Murray, Esq., petitions the Merit System Board for a stay of its decision in *In the Matter of Michelle Thurber* (MSB, decided April 6, 2005) which reinstated Michelle Thurber to her position as a Deputy Municipal Court Administrator, pending the outcome of its appeal to the Superior Court, Appellate Division.

ACTION:

B-75 WAYNE HILL

The Borough of Lawnside requests that the appointment of Wayne Hill from the eligible list for Police Sergeant (PM2522C), Borough of Lawnside, be recorded effective February 1, 2005. Additionally, Hill appeals the determination of the Division of Selection Services, that he did not meet the requirements for the promotional examination for Police Lieutenant (PM2605G).

ACTION:

B-76 DOMINICK CAMA

The Township of Riverside requests relaxation of N.J.A.C. 4A:4-7.1A(c) so as to permit the intergovernmental transfer of Dominick Cama from the title of Sheriff's Officer, Gloucester County Sheriff's Office to the title of Police Officer, Township of Riverside.

ACTION: